

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,  
v.  
BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,  
Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,  
v.  
BRIERPATCH INVESTMENT LLC, as successor  
in interest to Brierpatch Investment Limited  
Partnership; GEORGE D. LEVY TRUST U/T/D  
AUGUST 17, 1990, in its capacity as a member of  
Brierpatch Investment LLC; KAREN S. LEVY  
TRUST U/T/D DATED AUGUST 17,1990, in its  
capacity as a member of Brierpatch Investment  
LLC; LISA M. LEVY 1987 TRUST U/T/D JUNE  
17, 1987, in its capacity as a member of Brierpatch  
Investment LLC; PAUL D. LEVY 1989 TRUST  
U/T/D DECEMBER 21, 1989, in its capacity as a  
member of Brierpatch Investment LLC; JOANNE  
V. LEVY 1996 TRUST U/T/D MARCH 26,1996,  
in its capacity as a member of Brierpatch  
Investment LLC; LEVY FAMILY 2002  
IRREVOCABLE TRUST U/T/D MAY 13, 2002,  
in its capacity as a member of Brierpatch  
Investment LLC; ESTATE OF GEORGE D.  
LEVY; KAREN S. LEVY, in her capacity as

Adv. Pro. No. 10-04402 (SMB)

Trustee for the George D. Levy Trust, the Karen S. Levy Trust, the Lisa M. Levy 1987 Trust, the Paul D. Levy 1989 Trust and the Joanne V. Levy 1996 Trust and in her capacity as Personal Representative of the Estate of George D. Levy; ROBERT C. FIRST, in his capacity as Trustee for the George D. Levy Trust, the Karen S. Levy Trust and the Levy Family 2002 Irrevocable Trust; DAVID R. ANDELMAN, in his capacity as Trustee for the George D. Levy Trust, the Karen S. Levy Trust and the Levy Family 2002 Irrevocable Trust; LISA L. SHAUB, individually and in her capacity as custodian for N.S. and G.S., Members of Brierpatch Investment LLC; PAUL D. LEVY, individually and in his capacity as custodian for J.L. and B.L., Members of Brierpatch Investment LLC; and JOANNE V. LEVY, individually and as a Member of Brierpatch Investment LLC,

Defendants.

**STIPULATION EXTENDING TIME TO CONCLUDE MEDIATION**

This Stipulation Extending Time to Conclude Mediation (“Stipulation”) is submitted pursuant to the Bankruptcy Court’s Order entered November 10, 2010 (1) Establishing Litigation Case Management Procedures for Avoidance Actions and (2) Amending the February 16, 2010 Protective Order (“Case Management Procedures Order”).

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, that the time by which the Parties must conclude mediation in the above-captioned case is extended up to and including December 31, 2014.

The purpose of this Stipulation is to provide additional time for the Parties to resolve this matter through the mediation process as contemplated under the Case Management Procedures Order.

Except as expressly set forth herein, the parties to this Stipulation reserve all rights and defenses they may have, and entry into this Stipulation shall not impair or otherwise affect such rights and defenses, including without limitation any defenses based on lack of jurisdiction.

This Stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

**[THIS PORTION IS INTENTIONALLY LEFT BLANK]**

Dated: December 11, 2014  
New York, New York

By: /s/ Nicholas J. Cremona  
**BAKER & HOSTETLER LLP**  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201  
David J. Sheehan  
Email: dsheehan@bakerlaw.com  
Nicholas J. Cremona  
Email: ncremona@bakerlaw.com

*Attorneys for Irving H. Picard, Trustee for the  
Substantively Consolidated SIPA Liquidation of  
Bernard L. Madoff Investment Securities LLC and  
Bernard L. Madoff*

Dated: December 11, 2014  
New York, New York

By: /s/ LaShann M. DeArcy  
**MORRISON & FOERSTER LLP**  
1290 Avenue of the Americas  
New York, New York 10104  
Telephone: (212) 468-8042  
Facsimile: (212) 468-7900  
Gary S. Lee  
Email: glee@mofo.com  
LaShann M. DeArcy  
Email: ldearcy@mofo.com  
Kiersten A. Fletcher  
Email: KFletcher@mofo.com

*Attorneys for Defendants Brierpatch Investment  
LLC, George D. Levy Trust u/t/d August 17, 1990,  
Karen S. Levy Trust u/t/d August 17, 1990, Lisa M.  
Levy 1987 Trust u/t/d June 17, 1987, Paul D. Levy  
1989 Trust u/t/d December 21, 1989, Joanne V.  
Levy 1996 Trust u/t/d March 26, 1996, Levy Family  
2002 Irrevocable Trust u/t/d May 13, 2002, Estate  
of George D. Levy, Karen S. Levy, Robert C. First,  
David R. Andelman, Lisa L. Shaub, Paul D. Levy  
and Joanne V. Levy*

/s/ Jeffrey N. Rich

**RICH MICHAELSON MAGLIFF MOSER, LLP**

340 Madison Avenue, 19th Floor

New York, New York 10173

Telephone: (212) 220-9403

Facsimile: (212) 913-9641

Jeffrey N. Rich, Esq.

Email: jrich@r3mlaw.com

*Mediator*